

UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF TENNESSEE
AT NASHVILLE

MICHAEL L. SHERBYN,

Plaintiff,

v.

TYSON FRESH MEATS, INC.,

Defendant.

No. 3:13-cv-0092

CHIEF JUDGE HAYNES

JURY DEMAND

**MOTION FOR LEAVE TO FILE REPLY IN
SUPPORT OF MOTION FOR SUMMARY JUDGMENT**

Pursuant to Local Rule 7.01(b), Defendant Tyson Fresh Meats, Inc. ("Tyson") respectfully requests leave of this Court to file a reply to Plaintiff's Response to Defendant's Motion for Summary Judgment. [Dkt. No. 42]. As grounds, Tyson asserts as follows:

Plaintiff's Response contains mischaracterizations of the record and raises arguments that warrant a reply. Tyson respectfully requests that it be granted an opportunity to respond to the Plaintiff's mischaracterizations and to address the erroneous legal arguments made in Plaintiff's Response. Further, Tyson submits that its reply will assist the Court in its understanding of the facts and determination of Tyson's Motion for Summary Judgment.

WHEREFORE, Tyson respectfully requests that the Court enter an order granting Tyson leave to file its reply in support of its Motion for Summary Judgment. A copy of Tyson's reply is attached as Exhibit A.

*ORDER
This motion
is GRANTED*

[Signature]
9-2-14